

From: [Dan Peacock](#)
To: [John Hebert](#); [Jennifer Gaines](#)
Subject: Fw: Use Site Limitations
Date: 07/21/2010 11:14 AM

John and Jen,

Here is additional input from Bell.
Any thoughts?

Daniel B. Peacock, Biologist
Tel: 703-305-5407
Fax: 703-308-0029
E-Mail: peacock.dan@epa.gov

Addresses:

United States Postal Service (USPS): USEPA, Insecticide-Rodenticide Branch,
Registration Division (7504P), 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001

Courier Deliveries: USEPA, Insecticide-Rodenticide Branch, Registration Division,
Room S-4900, One Potomac Yard, 2777 Crystal Drive, Arlington, VA 22202

----- Forwarded by Dan Peacock/DC/USEPA/US on 07/21/2010 11:12 AM -----

From: "John Lublinkhof" <jlublinkhof@belllabs.com>
To: Dan Peacock/DC/USEPA/US@EPA
Date: 07/21/2010 10:44 AM
Subject: Re: Use Site Limitations

Dear Dan,

One change would clarify it better as follows:

"This product is acceptable for sale in distribution channels oriented towards pest management professionals and"

The reason I prefer "distribution channels" is that in most cases the product is sold to a distributor who stores it in his warehouse and then ships it to the PCO's. Generally, there is no store. However, sometimes there is a store type setup where material can be offered for walk-in PCO's.

Thanks,

John Lublinkhof
Bell Laboratories, Inc.

-----Original Message-----

From: Peacock.Dan@epamail.epa.gov
To: "John Lublinkhof" <jlublinkhof@belllabs.com>
Date: Wed, 21 Jul 2010 10:11:48 -0400
Subject: Re: Use Site Limitations

> John,

>

> Thanks for clarifying the change that you were seeking. I indicated
> that it would help us if you suggested the specific text that you would

> find acceptable, provided below, with new text highlighted.
>
> This product is prohibited for Sale in Stores Oriented towards
> Residential Consumers: Grocery, Drug, Hardware and Home Improvement.
>
> This product is acceptable for Sale in Stores Oriented toward Pest
> Management Professionals and
> Agricultural Consumers: Farm, Agricultural, Tractor Stores.
>
> We will let you know if the modified text is acceptable.
>
>
> Daniel B. Peacock, Biologist
> Tel: 703-305-5407
> Fax: 703-308-0029
> E-Mail: peacock.dan@epa.gov
>
> Addresses:
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> Washington, DC 20460-0001
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> VA 22202
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> |"John Lublinkhof" <jlublinkhof@belllabs.com>|
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> |Dan Peacock/DC/USEPA/US@EPA|
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> |John Hebert/DC/USEPA/US@EPA|
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> Dear Dan,
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> Recently, you sent me a number of approved amended labels. These are:
> 12455-95, -96, -97, -5, -14, -80, -81, and -83
>
> On all of these, under "Terms and Conditions, you indicate:
>
> "This product is prohibited for Sale in Stores Oriented towards
> Residential Consumers: Grocery, Drug, Hardware and Home Improvement.
> This product is acceptable for Sale in Stores Oriented toward
> Agricultural Consumers: Farm Agricultural, Tractor Stores."
>
> The only issue is that the professional PCO market isn't listed. In
> addition to agricultural uses, the above products are to be sold in the
> professional market which includes commercial buildings, industrial
> buildings, homes etc. My concern is that state regulatory agencies
> often
>
> look at this very closely and may not allow use in the professional
> segment.
>
> Is there a way you can provide a letter or revise the cover letters for
> the above products to include the professional segment?
>
> Thanks,
>
> John Lublinkhof
> Bell Laboratories, Inc.
> 608-241-0202 Ext. 3138
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